

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND
SOUTHERN DIVISION**

UNITED STATES OF AMERICA

*

v.

* **Criminal No. AW-09-0396**

CORDERO IVAN WILSON

*

* * * * *

MOTION TO SUPPRESS STATEMENTS

The Defendant, Cordero Ivan Wilson, by and through his attorneys, James Wyda, Federal Public Defender for the District of Maryland, and Paula Xinis, Assistant Federal Public Defender, hereby moves this Honorable Court, pursuant to Rule 12(b)(3) of the Federal Rules of Criminal Procedure, to suppress any and all statements, admissions, or confessions allegedly made by the Defendant, whether oral, written or otherwise recorded, which the Government intends to use as evidence against the Defendant at trial. In support of this motion, the Defendant states as follows:

1. The Defendant is charged with one count of possessing a firearm after having been convicted of a crime punishable by greater than one year imprisonment, in violation of 18 U.S.C. § 922(g).

2. According to information provided by the Government, Mr. Wilson was interviewed by law enforcement on or about February 18 , 2009, and may have made statements to such law enforcement.

3. Any such statements, admissions or confessions were obtained in violation of Defendant's right to due process and his privilege against self-incrimination, as guaranteed by the

Fifth Amendment to the United States Constitution and the Supreme Court's holding in *Miranda v. Arizona*, 384 U.S. 436 (1966).

WHEREFORE, the Defendant moves that all statements, admissions, or confessions which the Government proposes to use as evidence against him, whether oral, written, or otherwise recorded, be suppressed.

Respectfully submitted,

JAMES WYDA
Federal Public Defender
for the District of Maryland

/s/

PAULA XINIS
Assistant Federal Public Defender
6411 Ivy Lane, Suite 710
Greenbelt, MD 20770
(301) 344-0600
Fax No. (301) 344-0019
Paula.Xinis@fd.org

MEMORANDUM OF POINTS AND AUTHORITIES

1. U.S. Const. amend. V
2. Miranda v. Arizona, 384 U.S. 436 (1966)
3. 18 U.S.C. § 3501

/s/

PAULA XINIS
Assistant Federal Public Defender

REQUEST FOR HEARING

Pursuant to Local Rule 105.6 of the United States Court for the District of Maryland, a hearing is requested on the Defendant's motion.

/s/
PAULA XINIS
Assistant Federal Public Defender